

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Michael C. Lorenz and Gerald R. Fink
Application No.: 10/071,894 Group: 1651
Filed: February 8, 2002 Examiner: Not Assigned
For: Glyoxylate Cycle Enzymes As Targets For Antifungal Drug Development

mpf



CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>July 1, 2002</u>	<u>Stephanie L. Carta</u>
Date	Signature
<u>Stephanie L. Carta</u>	
Typed or printed name of person signing certificate	

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

07/10/2002 MBERHE 00000062 10071894
05 FC:216 200.00 OP

Sir:

In reply to the Notice to File Missing Parts dated March 1, 2002, the following documents and fees are being submitted for filing in the captioned application. A copy of the Notice is attached.

☒ **EXECUTED DECLARATION FOR PATENT APPLICATION**

(Separate transmittal letter and postcard not required)

☐ **POWER OF ATTORNEY DOCUMENT**

☐ **GRANTED BY INVENTOR(S)**

☐ **GRANTED BY ASSIGNEE, including Statement under 37 C.F.R. 3.73(b)**

(Separate transmittal letter and postcard not required)

☐ **PRELIMINARY AMENDMENT**

(Separate transmittal letter and postcard not required)

☒ **FILING FEE - with Fee Transmittal for Patent Applications in duplicate**

Fee calculations based on:

☒ Claims as originally filed

☐ Claims upon entry of the Preliminary Amendment filed [herewith] [with the application]

(Separate transmittal letter and postcard not required)

☒ **SURCHARGE - surcharge fee of \$65**

(Separate transmittal letter and postcard not required)

07/10/2002 MBERHE 00000062 10071894.00 OP

10/071,894

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[X] SEQUENCE LISTING - Filed concurrently and is attached*(Separate transmittal letter and postcard required)***[X] SUBSTITUTE DRAWINGS**

[9] Sheets of substitute drawings consisting of Figs. 1A, 1B, 2A, 2B, 3A-3C, and 4-9 are enclosed

*(Separate transmittal letter and postcard not required)***[X] PETITION FOR EXTENSION OF TIME**

[X] Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated March 1, 2002 for two months from May 1, 2002 to July 1, 2002. The appropriate fee of \$200 is included in the enclosed check.

[] A [] month extension of time to respond to the Notice to File Missing Parts dated [] was filed on [] with payment of a \$[] fee

[] Applicant hereby petitions for an additional [] month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$[] is included in the enclosed check

*(Separate Petition for Extension of Time and postcard not required)***[] REQUEST FOR CORRECTED FILING RECEIPT - Filed concurrently and is attached***(Separate transmittal letter and postcard required)***[X] STATEMENT CLAIMING SMALL ENTITY STATUS**

[] Was filed on []

[X] Is enclosed herewith

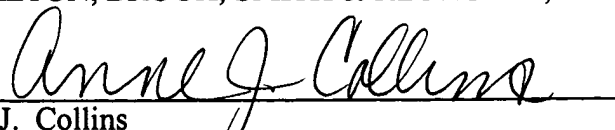
(Separate transmittal letter and postcard not required)

[] In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$[] which were paid on [] to be deposited in Deposit Account No. 08-0380

The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of \$1,001. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By



Anne J. Collins

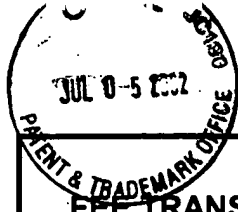
Registration No.: 40,564

Tel.: (978) 341-0036

Fax: (978) 341-0136

Concord, Massachusetts 01742-9133

Date: July 1, 2002

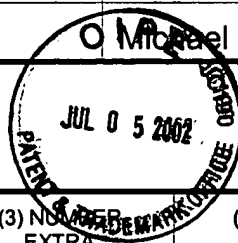


HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

FEE TRANSMITTAL FOR PATENT APPLICATIONS

Attorney Docket Number	0399.2026-001
Application Number	10/071,894
First Named Inventor	Michael C. Lorenz

CLAIM CALCULATION (includes any preliminary amendment)



CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER OF EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	42 - 20* =	22	x \$ 18 =	\$ 396
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	7 - 3** =	4	x \$ 84 =	\$ 336
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 280 =	\$
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 740
				Total of above Calculations =	\$ 1472
				Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =	\$ 736
				TOTAL =	\$ 736
				Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =	\$ 65
				Petition for Extension of Time Fee (37 C.F.R. 1.17) =	\$ 200
				Assignment Recordation Fee = (only when filed with application)	\$
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent			TOTAL =	\$ 1001

1. Small entity status:

- a. ☒ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

2. ☒ A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

3. ☒ A check is enclosed for \$1,001.00 ☐ Please charge \$[] to Deposit Account No. 08-0380.

4. ☐ Other: _____

Signature	Anne J. Collins	Date	July 1, 2002
Submitted by Typed or Printed Name	Anne J. Collins	Reg. Number	40,564



UNITED STATES PATENT AND TRADEMARK OFFICE

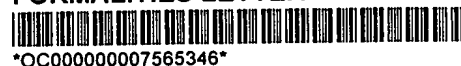
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/071,894	02/08/2002	Michael C. Lorenz	0399.2026-001

CONFIRMATION NO. 8700

021005
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
530 VIRGINIA ROAD
P.O. BOX 9133
CONCORD, MA 01742-9133

FORMALITIES LETTER



OC000000007565346

Date Mailed: 03/01/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/10/2002 MBERHE 00000062 10071894

FILED UNDER 37 CFR 1.53(b)

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:203	198.00 OP
04 FC:202	168.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$732.
 - \$396 for 22 total claims over 20.
 - \$336 for 4 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1602.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
 - drawings have a line quality that is too light to be reproduced (weight of all lines and

letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1));

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE